

State of Kansas
Department of Health and Environment

Public Notice Concerning Kansas / Federal
Water Pollution Control Permits and Applications

State of Kansas
Department of Health and Environment
Division of Environment-Bureau of Water
1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367
Telephone: (785) 296-6432 - Ag Permits
(785) 296-5517 - All Others

Public Notice No. KS-AG-10-051/052
KS-Q-10-039
KS-EG-10-012/016

Beginning Date: April 22, 2010
Comments Due: May 22, 2010

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 28-16-150 through 154, 28-46-7, and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation and reissuance of the designated permit or termination of the designated permit.

All Kansas Department of Health and Environment district office addresses and telephone numbers are listed below.

Public Notice No. KS-AG-10-051

Application(s) for New or Expansion of Existing Swine Facilities

<u>Name and Address of Applicant</u>	<u>Owner of Property Where Facility Will Be Located</u>
Darren Grauerholz 420 S Jackson Kensington, KS 66951	Donald & Beverly Grauerholz 15042 A Road Kensington, KS 66951

<u>Legal Description</u>	<u>Receiving Water</u>
NW/4 of Section 18 T03S, R15W Smith County	Solomon River Basin

Kansas Permit No.: A-SOSM-S003

This is an application for a permit for expansion of an existing swine facility for 1,972 head (788.8 animal units) of swine weighing greater than 55 pounds and 120 head (12 animal units) of swine weighing 55 pounds or less, for a total of 2,092 head (800.8 animal units) of swine. A new or modified permit will not be issued without additional public notice.

Public Notice No. KS-AG-10-052

Pending Permits for Confined Feeding Facilities

<u>Name And Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Kirk Feedlot Chuck Kirk, Gabe Lawrence 206 North Main Scott City, KS 67871	SW/4 of Section 21 T17S, R33W Scott County	Smoky Hill River Basin

Kansas Permit No.: A-SHSC-B004

This permit is being re-issued for 990 head (990 animal units) of beef cattle weighing more than 700 pounds. The permit contains modifications consisting of a new earthen wastewater retention structure and two fresh water diversion berms to control wastewater from approximately 7.7 acres. Four acres of existing pens will be abandoned. This represents an increase in the permitted animal units from the previous permit.

Public Notice No. KS-Q-10-039

The requirements of the draft permits public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria.

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>RECEIVING STREAM</u>	<u>TYPE OF DISCHARGE</u>
Linn County Commission Linn County Courthouse PO Box 350 Mound City, KS 66056	Big Sugar Creek via Sugar Creek	Treated Domestic Wastewater

Kansas Permit No. M-MC64-OO01 Federal Permit No. KS0092941
Legal Description: NW¼, SW¼, NW¼, S17, T21S, R22E, Linn County, KS

Facility Name: Linn County Sewer District #1 (Centerville)

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring of ammonia , E. coli, and pH.

Public Notice No. KS-EG-10-012/16

In accordance with K.A.R. 28-46-7 and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared for the use of the well(s) described below within the State of Kansas.

NAME AND ADDRESS OF APPLICANT

Occidental Chemical Corporation
6300 South Ridge Road
Wichita, KS 67277-2283

Facility Location: Wichita, Kansas

Well and Permit Number

Pauly 1-1 / KS-03-173-249
Pauly 1-2 / KS-03-173-250
Pauly 1-3 / KS-03-173-251
Pauly 1-4 / KS-03-173-252
Pauly 1-5 / KS-03-173-253

Location

NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, Section 20, T29S, R02W, Sedgwick Co.
NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Section 20, T29S, R02W, Sedgwick Co.
SW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Section 20, T29S, R02W, Sedgwick Co.
SE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, Section 20, T29S, R02W, Sedgwick Co.
NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, Section 20, T29S, R02W, Sedgwick Co.

Facility Description: The proposed action is to reissue five Class III salt solution mining well permits. The injection fluids consist of fresh water and unsaturated brine. Injection is to be made into Hutchinson Salt member of the Wellington formation. The top of the cavity shall be no shallower than 250 feet below land surface and mining shall not extend into the upper 40 feet of the salt member. The maximum operation injection pressure is not to exceed 130 pounds per square inch at the well head. All construction, monitoring and operation of these wells will meet the requirements that apply to Class III Injection wells under the Kansas Underground Injection Control Regulations, K.A.R. 28-43-1 through 28-43-11 and Kansas Underground Injection Control Regulations, K.A.R. 28-46-1 through 28-46-44.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision making process. Comments or objections should be submitted to the attention of Livestock Waste Management Section for agricultural related draft documents or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367.

All comments regarding the draft documents or application notices received on or before **May 22, 2010**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-10-051/052, KS-Q-10-039, KS-EG-10-/012/016) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/ application. If response to any draft document / application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents / application and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday through Friday, excluding holidays.